

**ORDINANCE NO. 2016-30**

**AN ORDINANCE**, providing for the annexation of an island of territory in the vicinity of Springwater Avenue and Woodward Drive otherwise known as the Cypress Lane Island Annexation.

**WHEREAS**, the City Council of the City of Wenatchee passed Resolution No. 2016-47 on September 22, 2016, declaring the Council's intention to annex to the City a certain island of territory contiguous to the city limits of the City; and

**WHEREAS**, the City of Wenatchee has determined the appropriate zoning to be applied to the lands within the area to be annexed as set forth in Title 10 WCC; and

**WHEREAS**, the City Council held a public hearing as called for by Resolution No. 2016-47 on October 27, 2016; and

**WHEREAS**, the City Council determined that the annexed property would benefit from existing city services and facilities such that the annexed property should assume and share in paying the existing City indebtedness; and

**WHEREAS**, the property annexed by this Ordinance consists of approximately 14.1 acres with at least 80% of the boundaries of said property being contiguous to the City of Wenatchee, the property is within the same county (Chelan) as the City of Wenatchee, and the property is within the same urban growth area designated under RCW 36.70A.110; and

**WHEREAS**, the City planned under Chapter 36.70A RCW at all times relevant hereto; and

**WHEREAS**, the property annexed pursuant to this Ordinance has not heretofore been incorporated as a city or town.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WENATCHEE DO ORDAIN** as follows:

### **SECTION I**

That the following described real property located in Chelan County, Washington, contiguous to the City of Wenatchee, to-wit:

See Exhibit "A" attached hereto and incorporated herein by reference as if fully set forth;

and each and every part thereof be and the same is hereby annexed to the City of Wenatchee, State of Washington; and that the corporate limits of the City of Wenatchee be and they are hereby extended so as to include the property and territory hereinbefore fully described. That said property be assessed and taxed at the same rate and on the same basis as the property of the City of Wenatchee is assessed and taxed to pay for the now outstanding indebtedness of the City of Wenatchee contracted prior to or existing at the time of this annexation.

### **SECTION II**

That the property described in Section I hereof be and the same is hereby classified and zoned as provided in Title 10 WCC.

### **SECTION III**

The Comprehensive Plan be and it is hereby amended to incorporate the provisions of this Ordinance.

#### **SECTION IV**

This Ordinance shall take effect on December 12, 2016. Notice of the proposed effective date of the annexation, together with a description of the property annexed shall be published once a week for two weeks in one or more newspapers of general circulation within the area to be annexed, and further stating that the annexed property shall be assessed and taxed at the same rate and on the same basis as the property of the City of Wenatchee is assessed and taxed to pay for the now outstanding indebtedness of the City of Wenatchee contracted prior to at the time of the annexation and that the property annexed shall be zoned as provided by Title 10 WCC.

#### **SECTION V**

This Ordinance shall be subject to referendum for 45 days after the passage hereof. Upon the filing of a timely and sufficient referendum petition as provided in RCW 35A.14.299, a referendum election shall be held as provided in RCW 35A.14.299, and the annexation shall be deemed approved by the voters unless a majority of the votes cast on the proposition are in opposition thereto. After the expiration of the 45<sup>th</sup> day from the passage of this ordinance, but excluding the date of passage, if no timely and sufficient referendum petition has been filed, as provided by RCW 35A.14.299, the area annexed shall become a part of the City upon the date set forth in Section IV above.

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PASSED BY THE CITY COUNCIL OF THE CITY OF  
WENATCHEE, at a regular meeting thereof, this 27 day of October, 2016.

CITY OF WENATCHEE, a Municipal  
Corporation

By:   
FRANK KUNTZ, Mayor

ATTEST:

By:   
TAMMY STANGER, City Clerk

APPROVED:


By:   
STEVE D. SMITH, City Attorney

EXHIBIT A

City of Wenatchee, Washington

BOUNDARY DESCRIPTION OF THE CYPRESS LANE ISLAND ANNEXATION

August 5, 2016

All that portion of the West half of Government Lot 1 and Government Lot 2, Section 5, Township 22 North, Range 20 East of the Willamette Meridian, Chelan County, Washington, as defined by Meadow Creek Subdivision, according to the plat thereof, recorded March 11, 1993, in Volume 21 of Plats, at pages 91-92, records of said County, lying northerly of a line being more particularly described as follows:

Commencing the point of intersection of the centerline of Woodward Avenue with the North line of Said Section 5, said section line being also the centerline of Springwater Avenue; thence South  $0^{\circ}56'21''$  East 1160.91 feet (as per said Meadow Creek Subdivision); thence North  $87^{\circ}46'36''$  East to a point of intersection with the East right of way line of Woodward Avenue and the TRUE POINT OF BEGINNING for said line; thence continuing North  $87^{\circ}46'36''$  East to a point of intersection with the East line of said West half of Government Lot 1 and the TERMINUS for said line;

TOGETHER WITH all right of way for Cypress Lane, if any;

AND TOGETHER WITH any portions of Lots 7-24, said Meadow Creek Subdivision within said West half of Government Lot 1 not included in previous adjoining annexations;

EXCEPT any portion thereof lying West of the East right of way line of Woodward Avenue;

AND EXCEPT therefrom right of way for Springwater Avenue along the North boundary thereof;

AND EXCEPT any portions of Lots 7-24, said Meadow Creek Subdivision within said West half of Government Lot 1 included in previous adjoining annexations.

(Cypress Lane Annexation description continued)

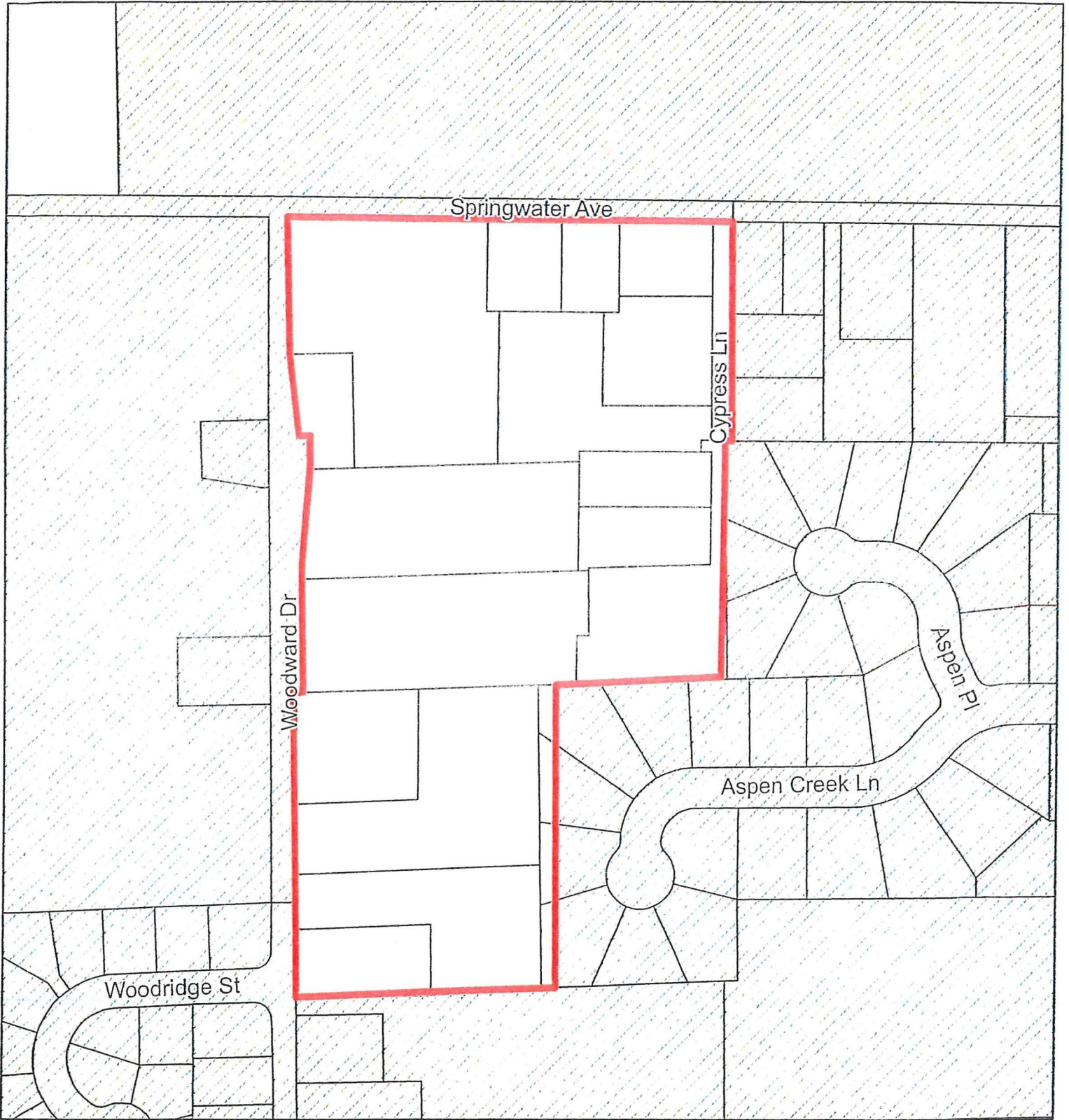
Prepared By: Erik B. Gahringer, PLS  
48<sup>th</sup> North  
Professional Land Surveyors & Geospatial Consultants  
P.O. Box 561  
Winthrop, WA 98862-0561  
Phone: (509) 436-1640

Date: August 5, 2016







# Exhibit B

## Cypress Lane Island Annexation Area



### Legend

-  Cypress Lane Island Annexation
-  Urban Growth Area
-  Parcels
-  City Limits

0 50 100 200 300 Feet

